

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 7/15/2020
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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
KERIN NEWTON

Plaintiff,

-against-

DISNEY CONSUMER PRODUCTS, INC.,  
et al.,

Defendants  
-----X

19 Civ. 02872 (VM)

CONDITIONAL  
ORDER OF DISCONTINUANCE  
WITHOUT PREJUDICE

VICTOR MARRERO, U.S.D.J.:

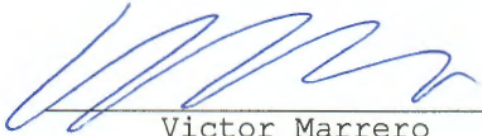
The parties having notified the Court, by letter dated July 13, 2020, that they are still negotiating a final settlement agreement, it is hereby

**ORDERED** that this action shall remain conditionally discontinued without prejudice and without costs; provided, however, that within thirty days of the date of this Order, the parties may submit to the Court their own Stipulation of Dismissal for the Court to So Order. Otherwise, within such time the plaintiff may apply by letter for restoration of the action to the active calendar of this Court in the event by the deadline indicated the settlement is not consummated. Upon such notification, the defendants shall continue to be subject to the Court's jurisdiction, the Court shall promptly reinstate the action and any pending motions to its active docket, and the parties shall be directed to appear before the Court, without the necessity of additional process, on a date within ten days of the plaintiff's application for reinstatement, to

schedule remaining pre-trial proceedings and/or dispositive motions, as appropriate. This Order shall be deemed a final discontinuance of the action with prejudice in the event the plaintiff has not requested restoration of the case to the active calendar within such period of time.

**SO ORDERED:**

Dated: New York, New York  
15 July 2020

  
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Victor Marrero  
U.S.D.J.